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5 Attorney for Nonparty Witnesses  
6 Marine Taxonomic Services, Ltd,  
7 Below the Blue, Seth Jones, and  
Monique Rydel-Fortner (“BTB-MTS”)

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9 UNITED STATES DISTRICT COURT

10 EASTERN DISTRICT OF CALIFORNIA

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12 CALIFORNIA SPORTFISHING  
13 PROTECTION ALLIANCE,

14 Plaintiff,  
15 v.  
16 PACIFIC BELL TELEPHONE COMPANY  
17 Defendant

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19 Case 2:21-cv-00073-JDP

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PACIFIC BELL TELEPHONE COMPANY,

21 Movant,  
v.  
22 MARINE TAXONOMIC SERVICES, LTD.  
23 Respondent

24

25 Case No. 2:24-cv-00022-KJM-JDP

**DECLARATION OF VISHAL OZA**

Zoom Hearing: December 12, 2024  
Time: 10 am  
Courtroom 9  
Judge: Hon. Jeremy D. Peterson

Joshua Koltun ATTORNEY

1 I, Vishal Oza, declare as follows:

2       1. I am a Senior Director of Forensic Technology Services at Alvarez & Marsal Disputes  
3 and Investigations, LLC (“A&M”). I oversaw the forensic data collection and eDiscovery services  
4 being provided to BTB/MTS in this discovery matter.

5       2. A&M’s invoices for the work performed in this matter are attached to the Koltun  
6 Declaration as Exhibits. Based on my experience of working on similar matters, I believe the charges  
7 are reasonable for the services rendered, and commensurate with the charges that would typically be  
8 incurred on a discovery project of this scope. The charges would not have been any different if A&M  
9 had had a longer time frame in which to do this work, or if A&M had been working with a larger law  
10 firm.

11       3. A&M collected approximately 6.6TB of data from 40 data sources (17 devices and 23  
12 cloud-based sources) within two weeks of beginning of the project. The data collection included  
13 multiple in person meetings with the client and coordination calls related to remote collections where  
14 possible. Because of the context surrounding this review for unique file types and various MacOS  
15 based devices, we were not able to utilize standard data filters when extracting data for processing.  
16 Instead, A&M used custom file filter(s) to include special file types used by the company/custodians  
17 and to exclude standard Operating System files. After applying the custom filters and removal of  
18 known system and application files, the final processed data volume was approximately 3,850 GB  
19 which resulted in 2,058,930 documents. After running Global Deduplication, 1,333,842 documents  
20 were pushed to the Review workspace to be searched and reviewed for production.

21       4. Ultimately, BTB-MTS produced 18,182 Documents to AT&T. In order to enable  
22 BTB-MTS to make that production, A&M was required to:

- 23           a. Attend meetings with and provide summary reports for Counsel discuss the overall  
24              discovery workplan and key initiatives.
- 25           b. Review proposed ESI protocol and provide comments to Counsel regarding the  
26              technical considerations, metadata format specifications, and general language  
27              associated with the collection to production of ESI.

- 1                   c. Perform the forensic imaging, extraction, and analysis of key custodian laptops and  
2                   mobile devices identified by Counsel.
- 3                   d. Perform metadata extraction, data processing, and loading to dedicated review  
4                   environment (Relativity) for Counsel review.
- 5                   e. Prepare responses to Counsel requests regarding the custodian data preservation and  
6                   analysis initiatives.
- 7                   f. Attend meetings with and provided summary reports for Counsel to complete the  
8                   search term refinement, keyword culling, and analysis initiatives.
- 9                   g. Provide extensive and around the clock Relativity support for various tasks from  
10                  Counsel and Jones and Rydel Fortner, which included
- 11                   i. numerous word-searches against the review population, and sorting and  
12                   segregation of those searches to enable the team to more efficiently review the  
13                   documents those searches produced.
- 14                   ii. sets of word-searches to segregate documents that were likely to be  
15                   nonresponsive for review
- 16                   iii. working with Rydel-Fortner to select directories that were likely to contain  
17                   responsive documents, separately from the word-searches.
- 18                   iv. Identification of potentially relevant phone numbers in text messages
- 19                   v. Development of additional search terms and file paths not identified at the onset  
20                   of the review
- 21                   vi. Assisting Counsel in responding to inquiries concerning the results of various  
22                   proposed word searches
- 23                   vii. Perform specialized search term analysis (MTS and AT&T) to determine  
24                   efficacy and make alterations to exclude false positives and bring in more  
25                   relevant data
- 26                   viii. Randomized sampling of document sets assumed to be nonresponsive in order  
27                   to confirm whether responsive documents remained
- 28                   ix. Prepare copies of productions (and re-productions) for various parties and

Joshua Koltun ATTORNEY

1 coordinate delivery method(s).  
2  
3 I swear under penalty of perjury under the laws of the United States that the foregoing is true and  
4 correct.  
5 Executed on November 5, 2024 at Costa Mesa, California.

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14 Vishal Oza  
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